

12/01/99

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PCT Applicant's Guide - Volume II - National Chapter - US

Annex US.II, page 1

FORM PTO-1390  
(REV 11-98)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER

**TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING A FILING UNDER 35 U.S.C. 371**

BEIERSDORF 598-WCG

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

**09/445065**

INTERNATIONAL APPLICATION NO.

PCT/EP98/03168

INTERNATIONAL FILING DATE

28 May 1998 (28.05.98)

PRIORITY DATE CLAIMED

10 June 1997 (10.06.97)

TITLE OF INVENTION

BANDAGE FOR THE ARM WITH ENCLOSURE FOR THE SHOULDER

APPLICANT(S) FOR DO/EO/US


Stefan BODENSCHATZ, Thorsten HERZBERG

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
4. ☒ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
  - a. ☐ is transmitted herewith (required only if not transmitted by the International Bureau).
  - b. ☒ has been transmitted by the International Bureau.
  - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☒ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
  - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
  - b. ☐ have been transmitted by the International Bureau.
  - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
  - d. ☐ have not been made and will not be made.
8. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11. to 16. below concern document(s) or information included:

11. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☒ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A **FIRST** preliminary amendment.  
☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
14. ☐ A substitute specification.
15. ☐ A change of power of attorney and/or address letter.
16. ☒ Other items or information:
  - a) First page of published application, WO 98/56322

|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |              |                                                 |            |                                                                                                   |        |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------|-------------------------------------------------|------------|---------------------------------------------------------------------------------------------------|--------|
| U.S. APPLICATION NO. (if known, see 37 CFR 1.53)<br><b>09/445065</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |              | INTERNATIONAL APPLICATION NO.<br>PCT/EP98/03168 |            | ATTORNEY'S DOCKET NUMBER<br>BEIERSDORF 598-WCG                                                    |        |
| 17. <input checked="" type="checkbox"/> The following fees are submitted:<br><b>BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)) :</b><br>Neither international preliminary examination fee (37 CFR 1.482)<br>nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO<br>and International Search Report not prepared by the EPO or JPO. .... \$970.00<br><br>International preliminary examination fee (37 CFR 1.482) not paid to<br>USPTO but International Search Report prepared by the EPO or JPO ..... \$840.00<br><br>International preliminary examination fee (37 CFR 1.482) not paid to USPTO<br>but international search fee (37 CFR 1.445(a)(2)) paid to USPTO ..... \$760.00<br><br>International preliminary examination fee paid to USPTO (37 CFR 1.482)<br>but all claims did not satisfy provisions of PCT Article 33(1)-(4) ..... \$670.00<br><br>International preliminary examination fee paid to USPTO (37 CFR 1.482)<br>and all claims satisfied provisions of PCT Article 33(1)-(4) ..... \$96.00<br><br><b>ENTER APPROPRIATE BASIC FEE AMOUNT =</b> |              |                                                 |            | CALCULATIONS PTO USE ONLY                                                                         |        |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |              |                                                 |            |                                                                                                   |        |
| Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input type="checkbox"/> 30<br>months from the earliest claimed priority date (37 CFR 1.492(e)).                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |              |                                                 |            | \$                                                                                                |        |
| CLAIMS                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | NUMBER FILED | NUMBER EXTRA                                    | RATE       |                                                                                                   |        |
| Total claims                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | 20 - 20 =    |                                                 | X \$18.00  | \$                                                                                                | 0      |
| Independent claims                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | 2 - 3 =      |                                                 | X \$78.00  | \$                                                                                                | 0      |
| MULTIPLE DEPENDENT CLAIM(S) (if applicable)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |              |                                                 | + \$260.00 | \$                                                                                                | 0      |
| <b>TOTAL OF ABOVE CALCULATIONS =</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |              |                                                 |            | \$                                                                                                |        |
| Reduction of 1/2 for filing by small entity, if applicable. A Small Entity Statement<br>must also be filed (Note 37 CFR 1.9, 1.27, 1.28).                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |              |                                                 |            | \$                                                                                                |        |
| <b>SUBTOTAL =</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |              |                                                 |            | \$                                                                                                | 840.00 |
| Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30<br>months from the earliest claimed priority date (37 CFR 1.492(f)).                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |              |                                                 |            | \$                                                                                                |        |
| <b>TOTAL NATIONAL FEE =</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |              |                                                 |            | \$                                                                                                | 840.00 |
| Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be<br>accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |              |                                                 |            | \$                                                                                                |        |
| <b>TOTAL FEES ENCLOSED =</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |              |                                                 |            | \$                                                                                                | 840.00 |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |              |                                                 |            | Amount to be:<br>refunded                                                                         | \$     |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |              |                                                 |            | charged                                                                                           | \$     |
| a. <input type="checkbox"/> A check in the amount of \$ _____ to cover the above fees is enclosed.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |              |                                                 |            |                                                                                                   |        |
| b. <input checked="" type="checkbox"/> Please charge my Deposit Account No. <u>14-1263</u> in the amount of \$ <u>840.00</u> to cover the above fees.<br>A duplicate copy of this sheet is enclosed.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |              |                                                 |            |                                                                                                   |        |
| c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any<br>overpayment to Deposit Account No. <u>14-1263</u> . A duplicate copy of this sheet is enclosed.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |              |                                                 |            |                                                                                                   |        |
| <b>NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |              |                                                 |            |                                                                                                   |        |
| SEND ALL CORRESPONDENCE TO<br><br>William C. Gerstenzang<br>NORRIS, McLAUGHLIN & MARCUS, P.A.<br>660 White Plains Road<br>Tarrytown, New York 10591                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |              |                                                 |            |                                                                                                   |        |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |              |                                                 |            | <br>SIGNATURE |        |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |              |                                                 |            | William C. Gerstenzang<br>NAME                                                                    |        |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |              |                                                 |            | 27,552<br>REGISTRATION NUMBER                                                                     |        |

09/445065

428 Rec'd PCT/PTO 01 DEC 1999

Attorney Docket No. : Beiersdorf 598-WCG  
: 6713-St-ar

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s) : Stefan BODENSCHATZ, Thorsten HERZBERG  
Serial No. : To Be Assigned  
Filed : Herewith  
For : BANDAGE FOR THE ARM WITH ENCLOSURE FOR THE SHOULDER  
Art Unit : To Be Assigned  
Examiner : To Be Assigned

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November 30, 1999

BOX PATENT APPLICATION  
Hon. Assistant Commissioner  
for Patents  
Washington, D. C. 20231

**PRELIMINARY AMENDMENT**

Sir:

Prior to examination, please amend the above-identified application as follows:

**IN THE CLAIMS:**

Claim 2 (amended). Bandage according to Claim 1, [characterized in that]  
wherein the upper arm part and the forearm part are surrounded by an encapsulating  
material.

Claim 3 (amended). Bandage according to Claim 1, [characterized in that]

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wherein the edges of the upper arm part, [and/or] forearm or both are thin or conically shaped.

Claim 4 (amended). Bandage according to Claim 1, [characterized in that] wherein profiled recesses can be worked into the upper arm part and exert a partial strengthening action.

Claim 5 (amended). Bandage according to Claim 1, [characterized in that] wherein profiled recesses can be worked into the forearm part and exert a partial strengthening action.

Claim 6 (amended). Bandage according to Claim 1, [characterized in that] wherein the forearm part has a hand guide or hand-securing means.

Claim 7 (amended). Bandage according to Claim 1, [characterized in that] wherein the upper arm part is fixed ventrally to the forearm in the area of the wrist by means of a support strap which runs from the shoulder to the neck area.

Claim 8 (amended). Bandage according to Claim 1, [characterized in that] wherein the support strap comprises a partial padding in the area of transition from the cervical spine to the shoulder girdle.

Claim 9 (amended). Bandage according to Claim 1, [characterized in that]

wherein the support strap is designed partially divided in two parts immediately after the attachment point on the shoulder cap.

Claim 10 (amended). Bandage according to Claim 1 [characterized in that] wherein the holding strap runs from the forearm part, starting from the hand region, dorsally in the lumbar area to the distal upper arm and laterally encloses the latter from posterior to anterior.

Claim 11 (amended). Bandage according to Claim 1, [characterized in that] wherein the straps are made of a laminated foam or a laminated nonwoven fabric.

Claim 12 (amended). Bandage according to Claim 1, [characterized in that] wherein the straps have a high padding effect and, with loading of about 50 N, have a preferred longitudinal expansion of <35%[, particularly preferably a longitudinal expansion of <10%].

Claim 13 (amended). Method for producing a bandage according to Claim 1 [at least one of the preceding claims, characterized in that] wherein the upper arm part and the forearm part [which] are made of a starting material which contains at least a proportion of thermoplastic fibres or components, [preferably to at least 10% by weight,] and are thermoformed to the shape of the body part on which they are to be used.

Claim 14 (amended). Method according to Claim 13, wherein said starting [at

least one of the preceding claims, characterized in that the] material is a thermoformable nonwoven fabric, woven fabric, knitted fabric, foil, foam, [and/or a] thermoformable plastic with low rigidity or a combination thereof.

Claim 15 (amended). Method according to Claim 13, wherein [at least one of the preceding claims,] the starting material comprises a two-layer or multi-layer laminate, of which at least one layer is thermoformable.

Claim 16 (amended). Method according to Claim 13, wherein [at least one of the preceding claims, characterized in that] the starting material is heated to thermoformability and is then shaped using a positive mould, [and/or] negative mould or both.

Claim 17 (amended). Method according to Claim 13, wherein [at least one of the preceding claims, characterized in that] the starting material is heated to its thermoformability point and is shaped between a positive mould and a negative mould.

Claim 18 (amended). Method according to Claim 13, wherein [at least one of the preceding claims, characterized in that] the starting material is heated to its thermoformability point and formed in heated moulds.

Claim 19 (amended). Method according to Claim 13, wherein [at least one of the preceding claims, characterized in that] the starting material has been thermoformed

to individual body sizes.

Please add the following:

-- 20. Bandage according to Claim 12, wherein said longitudinal expansion is <10%.--

REMARKS

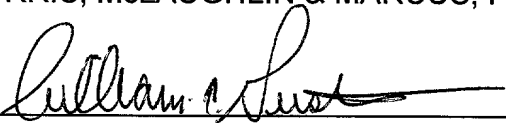
The preliminary amendment is being filed to eliminate multiple dependency, and to conform the claims to conventional format.

ADDITIONAL FEE

Please charge any insufficiency of fees, or credit any excess, to Deposit Account No. 14-1263.

Respectfully submitted,

NORRIS, McLAUGHLIN & MARCUS, P.A.

By   
William C. Gerstenzang  
Reg. No. 27,552

WCG:cts

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2/12/15

428 Rec'd PCT/PTO  
Beiersdorf Aktiengesellschaft  
Hamburg

01 DEC 1999

**Description**

5

**Bandage for the arm with enclosure for the shoulder**

The invention relates to a bandage for the arm with an enclosure for the shoulder and, if appropriate, an integrated hand guide.

10

Depending on their design and on the indications for which they are intended, orthopaedic bandages exert a fixing, guiding, bracing and/or supporting action on the extremities of the human body.

These medical bandages must have a three-dimensional shape which corresponds to the anatomical circumstances in order to be able to act externally on the human body with a form fit and a force fit.

Medical bandages of this kind are produced by cutting out blanks from planar material, for example neoprene, knitted fabrics or woven fabrics.

The anatomically appropriate shape is obtained via the shape of the blanks or darts, for example with gussets, and subsequent joining together of the blanks, as is also customary in articles of clothing.

The joining together can be done by sewing, gluing or other conventional methods. The great disadvantage of these bandages is that the exact anatomical fit can be achieved only with difficulty and there are a large number of connection points, for example seams. These connection points change the properties of the material used, and there is the danger of pressure points on the skin.

This risk occurs most often in the case of compression stockings and bandages for burns. The bandages for burns usually have a large number of seams, for example in the region of the female breast and in the facial region, and these often lead to pressure points.

Another possible way of producing medical bandages is shaped knitting with flat knitting machines or circular knitting machines. However, this method is limited in terms of the possibility of shaping and the choice of material. In particular, only two-dimensional shaping is possible. The third dimension can only be achieved by subsequent sewing, in other words with rather undesirable seams. The production is complicated.



Bandages are also known in which foam rubber is deformed under compression moulding to different thicknesses. In this way, as a result of the different density of the foam after deformation, the elastic properties of the material can be locally altered. Such a bandage is described, for example, in WO 95/32690.

A correct fit to the anatomical shape is not achieved in this way.

It is moreover known to shape thermoplastic plate material anatomically correctly to give orthopaedic orthoses and prostheses of suitable form. These materials, for example polyethylene (HDPE), polypropylene or a PP copolymer, have a thermoplastic deformation range of about 170°C to 250°C and are substantially rigid after cooling, so that they cannot be used for medical bandages.

DE-P-43 14 785 discloses a bandage system particularly intended for acromioclavicular luxations and lateral fractures of the clavicle. The bandage system is made up of a tube part which receives the forearm and upper arm and which is made of a fabric which is radially elastic but which is essentially non-stretchable in the longitudinal direction, a support band, a holding band, closure members which are provided on the said bands for forming holding loops, and a tightening strap. Such a bandage is suitable for achieving a diminution of the presented indications, but it is very complicated to produce. Moreover, because of the tubular construction, it is often difficult for the patient to fit the bandage without pain.

The object of the invention was therefore to make available a bandage which, by means of an explicit shape fit, ensures secure and stable fixation of the shoulder and of the upper arm and does not have the cited disadvantages of the prior art.

This object is achieved with a bandage as defined in Claim 1. The subclaims concern advantageous refinements of the bandage and methods for producing the shaped parts from which the bandages are formed.

Accordingly, the bandage for the shoulder and upper arm region comprises an anatomically shaped upper arm part which receives the upper arm, and an anatomically shaped forearm part which receives the

forearm, the upper arm part being designed in the shape of a half shell and having a cap-like recess for receiving the shoulder joint, and the forearm part being designed in the shape of a half shell and having an enclosure for the elbow joint.

- 5 In addition, the upper arm part and the forearm part are connected to one another in an adjustable manner. Finally, a support strap is arranged on the upper arm part and a holding strap is arranged on the forearm part in order to fix the bandage according to the invention on the body.

- 10 The starting material for producing the upper arm part and the forearm part is preferably a thermoformable nonwoven fabric, a thermoformable foam and/or a thermoformable plastic with low rigidity, the starting material comprising at least 10% by weight of thermoformable material.

- Such starting materials are distinguished by the fact that on the one hand  
15 they are soft, and yet, on the other hand, they have sufficient shape stability and a low weight.

The upper arm part and the forearm part are advantageously surrounded by an encapsulating material.

- 20 In addition, the edges of the upper arm part and/or of the forearm part are preferably thin or conical. These edges can be produced by welding or sewing.

- 25 In a preferred embodiment, profiled recesses are worked into the upper arm part and/or the forearm part and exert a partial strengthening action.

In a further advantageous embodiment, the forearm part has a hand guide or hand-securing means.

- 30 If appropriate, the hand guide can be individually shortened, depending on the therapy and the indication, in order to ensure an optimum fit.

- The upper arm part is preferably fixed ventrally to the forearm in the area of the wrist by means of a support strap which runs from the shoulder to  
35 the neck area, and the support strap can comprise a partial padding in the area of transition from the cervical spine to the shoulder girdle. The partial padding has the function of distributing the occurring loads evenly over the surface. In addition, the support strap is designed partially divided in two parts, preferably immediately after the attachment point on the shoulder

cap, so as to be able to be fixed both ventrally and also dorsally on the thorax.

- 5 The holding strap advantageously runs from the forearm part, starting from the hand region, dorsally in the lumbar area to the distal upper arm and laterally encloses the latter from posterior to anterior.

The straps can be fixed, for example, using velcro closures or press studs.

- 10 The straps, that is to say the support strap and the holding strap, are preferably made of a laminated foam or a laminated nonwoven fabric.

- 15 Finally, it has proven particularly advantageous if the straps have a high padding effect and, with loading of about 50 N, have a preferred longitudinal expansion of <35%, particularly preferably a longitudinal expansion of <10%.

The upper arm part and the forearm part are preferably connected to one another in an adjustable manner.

- 20 The upper arm part and the forearm part can in this case be connected to one another by means of a velcro closure, press studs or seams. An adjustable connection is provided in particular to meet the individual lengths of the extremities and thereby to improve the shape fit efficiency.

- 25 The bandage according to the invention serves in particular as a post-traumatic and post-operative special bandage for injuries in the shoulder and upper arm area, for example distorsions, rotator injuries, periarthritis humeroscapularis, luxations of the shoulder joint, fractures of the shoulder blade and subcapitular fractures of the humerus, fractures of the head of the upper arm and fractures of the shaft of the upper arm.
- 30

A special bandage of this kind must have the characteristics according to the invention in order to be able to act correctly for the indication:

- 35
- an explicit shape fit in order to ensure a secure and stable fixation of the shoulder and of the upper arm,
  - a well enclosed shoulder joint with corresponding fixation transition to the thoracic area.

- Depending on the indication, fixation of the forearm with an integrated hand guide is also necessary in order to substantially guarantee success of treatment. In the same way as with conventional plaster cast therapy, one or two joints of an affected joint are always bridged in order to ensure effective therapy.

The fixation of the forearm also provides additional relief of the shoulder joint, which has a positive effect on the muscles and ligaments and rules out irritation of the nerve structures involved.

- 10 These criteria are satisfied by using two three-dimensionally shaped moulded parts, namely an upper arm part and a lower arm part, which correspond to the anatomical circumstances of the arm and of the shoulder.

- 15 The open, half-shell structure also permits straightforward and painless application of the bandage according to the invention. This is a particular advantage, especially as the patient can apply the bandage himself.

- 20 By using shaped parts, the bandage has few if any seams or connection points, so that there is scarcely any further risk of pressure points on the skin or in the area of the bone structures.

- 25 The upper arm part and the forearm part, hereinafter referred to simply as shaped parts, for producing the bandage according to the invention are obtained by three-dimensional adaptation of a starting material, which contains at least a proportion of thermoplastic fibres or components, preferably to at least 10% by weight, to the shape of the body part on which they are to be used.

- 30 The starting material is preferably a thermoformable nonwoven fabric, a thermoformable foam and/or a thermoformable plastic of low rigidity. Possible plastics having such low rigidity are polyethylene (LDPE), polypropylene and mixtures of the said polymers. In addition, these starting materials can be mixed with other copolymers.

- 35 The starting material is also preferably a thermoformable woven fabric or knitted fabric in which elastic fibres or components can be incorporated. The use of a thermoformable foil is also possible.

The materials listed can be made elastic by incorporation of, for example, elastane or elstodiene.

5 The starting material is also preferably connected to form two-layer or multi-layer laminates, of which at least one layer is thermoformable, and the lamination is carried out using generally known methods, for example lining.

10 A shaped part can advantageously be produced by starting material, which has been cut to the appropriate shape fit, being heated to the thermoplastic softening point, and this starting material then being pressed to the required shape by means of a positive mould and/or negative mould which is designed corresponding to the anatomical circumstances of the particular body part.

15 The shaped part is also advantageously produced by the starting material, which has been cut to the appropriate shape fit, being heated to the thermoplastic softening point and pressed to the required shape between a positive mould and a negative mould, which are designed corresponding  
20 to the anatomical circumstances of the particular body part.

The heating can be carried out using heatable moulds, or by means of the starting material first being suitably heated in an oven and only then shaped in the moulds.

25 To individually configure the shaped parts, it is necessary to determine the anatomical measurements of the relevant body parts of the patient concerned. This can be done using a computer-aided measurement method, for example scanning, or by simple manual measurement. In  
30 addition, an impression of the body part can be taken with wax or plaster. The latter in particular facilitates the production of correspondingly designed positive and negative moulds.

If shaped parts are needed in very large batch numbers, generally  
35 conventional anatomical measures can be used to produce the necessary shapes.

The shaped parts according to the invention can be produced easily and inexpensively because they do not have to be joined together or shape-

knitted from a large number of blanks in order to achieve the required shape fit.

5 A particularly advantageous embodiment of the bandage according to the invention is described below with reference to a number of figures, without thereby unnecessarily restricting the invention.

Figure 1 shows the upper arm part and the forearm part in a side view,  
Figure 2 shows the upper arm part and the forearm part from the front,  
10 Figure 3 shows the bandage, comprising upper arm part and forearm part and connection arrangements and straps, and  
Figure 4 shows the bandage according to the invention applied on a patient.

15 In Figure 1, the upper arm part 1 and the forearm part 2 are represented in a side view.

The upper arm part 1 is in this case designed as a half shell in such a way that it provides an excellent fit to the anatomical circumstances of the right upper arm and the right shoulder of the patient, since the cap-shaped  
20 recess 11 is able easily to receive the shoulder joint. The shoulder is here enclosed at the same time as the upper arm in a half shell.

The forearm part 2 is likewise designed as a half shell and adapted to the anatomical circumstances of the right forearm, so that it can perfectly receive or enclose the right elbow joint of the patient within the recess 21.

25 In the area of the hand, the forearm part 2 has a hand part 22 which serves for fixing the hand and at the same time for supporting the wrist. The fingers are also guided in the hand part 22.

In Figure 2, the upper arm part 1 and the forearm part 2 are represented  
30 as viewed into the recesses 11 and 21, respectively. The width of the upper arm part 1 is adapted to the measurements of the shoulder of the patient so that the upper arm part 1 sits firmly on the shoulder, but without exerting pressure. The same applies to the forearm part 2. The diameter of the forearm part 2 is chosen according to the measurements of the wrist,  
35 then widens in the area of the forearm musculature and finally narrows again so that the elbow joint is supported in the area of the recess.

The bandage 100 shown in Figure 3 is made up essentially of the upper arm part 1 and the forearm part 2, which are connected to one another in a

- substantially flexible manner via an appropriately shaped connection strap 5. The connection strap 3 is secured on the upper arm part 1 by means of velcro closures, and the connection to the forearm part 1 is effected by a press stud 52. The securing by velcro closures 51 ensures that the
- 5 bandage can be adapted to the individual circumstances of the patient's arm.

- The upper arm part 1 is fixed ventrally to the forearm in the area of the wrist by a support strap 4 which runs from the shoulder to the neck area.
- 10 The support strap 4 is fixed by means of a velcro closure 41.
- The forearm part 2 is fixed with a holding strap 5 which, starting from the hand region, runs dorsally in the lumbar area to the distal upper arm. The holding strap 5 is secured by a velcro closure 51.
- 15 The whole strap system together secures the position of the bandage on the patient.

- Finally, Figure 4 shows how the bandage 100 according to the invention is applied on the right shoulder and right forearm of the patient. Starting from the patient's wrist, the holding strap 5 runs behind his back and is guided
- 20 round the right upper arm in a loop and fixed to the holding strap 5 itself, namely by means of the velcro closure 51, behind the patient's back.

### Patent Claims

1. Bandage for the shoulder and upper arm area, comprising an  
5 anatomically shaped upper arm part which receives the upper arm, and an  
anatomically shaped forearm part which receives the forearm,  
the upper arm part being designed in the shape of a half shell and  
having a cap-like recess for receiving the shoulder joint, and  
the forearm part being designed in the shape of a half shell and  
10 having an enclosure for the elbow joint, and  
the upper arm part and the forearm part being connected to one  
another in an adjustable manner, and a support strap being arranged on  
the upper arm part and a holding strap being arranged on the forearm part.
- 15 2. Bandage according to Claim 1, characterized in that the upper arm part  
and the forearm part are surrounded by an encapsulating material.
3. Bandage according to Claim 1, characterized in that the edges of the  
upper arm part and/or forearm part are thin or conically shaped.
- 20 4. Bandage according to Claim 1, characterized in that profiled recesses  
can be worked into the upper arm part and exert a partial strengthening  
action.
- 25 5. Bandage according to Claim 1, characterized in that profiled recesses  
can be worked into the forearm part and exert a partial strengthening  
action.
6. Bandage according to Claim 1, characterized in that the forearm part  
30 has a hand guide or hand-securing means.
7. Bandage according to Claim 1, characterized in that the upper arm part  
is fixed ventrally to the forearm in the area of the wrist by means of a  
support strap which runs from the shoulder to the neck area.
- 35 8. Bandage according to Claim 1, characterized in that the support strap  
comprises a partial padding in the area of transition from the cervical spine  
to the shoulder girdle.

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9. Bandage according to Claim 1, characterized in that the support strap is designed partially divided in two parts immediately after the attachment point on the shoulder cap.
- 5 10. Bandage according to Claim 1, characterized in that the holding strap runs from the forearm part, starting from the hand region, dorsally in the lumbar area to the distal upper arm and laterally encloses the latter from posterior to anterior.
- 10 11. Bandage according to Claim 1, characterized in that the straps are made of a laminated foam or a laminated nonwoven fabric.
12. Bandage according to Claim 1, characterized in that the straps have a high padding effect and, with loading of about 50 N, have a preferred  
15 longitudinal expansion of <35%, particularly preferably a longitudinal expansion of <10%.
13. Method for producing a bandage according to at least one of the preceding claims, characterized in that the upper arm part and the forearm  
20 part which are made of a starting material which contains at least a proportion of thermoplastic fibres or components, preferably to at least 10% by weight, are thermoformed to the shape of the body part on which they are to be used.
- 25 14. Method according to at least one of the preceding claims, characterized in that the material is a thermoformable nonwoven fabric, woven fabric, knitted fabric, foil, foam and/or a thermoformable plastic with low rigidity.
- 30 15. Method according to at least one of the preceding claims, the material comprises a two-layer or multi-layer laminate, of which at least one layer is thermoformable.
- 35 16. Method according to at least one of the preceding claims, characterized in that the material is heated to thermoformability and is then shaped using a positive mould and/or negative mould.

17. Method according to at least one of the preceding claims, characterized in that the material is heated to its thermoformability point and is shaped between a positive mould and a negative mould.
- 5 18. Method according to at least one of the preceding claims, characterized in that the material is heated to its thermoformability point and formed in heated moulds.
- 10 19. Method according to at least one of the preceding claims, characterized in that the material has been thermoformed to individual body sizes.

### **Abstract**

Bandage for the shoulder and upper arm area, comprising an anatomically shaped upper arm part which receives the upper arm, and an anatomically shaped forearm part which receives the forearm, the upper arm part being designed in the shape of a half shell and having a cap-like recess for receiving the shoulder joint, and the forearm part being designed in the shape of a half shell and having an enclosure for the elbow joint, the upper arm part and the forearm part being connected to one another in an adjustable manner, and a support strap being arranged on the upper arm part and a holding strap being arranged on the forearm part.

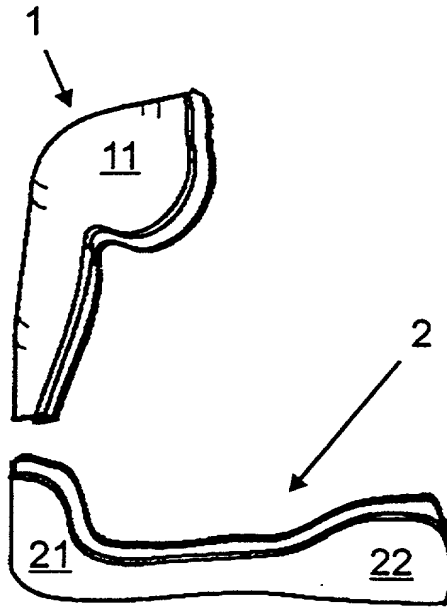


Figure 1

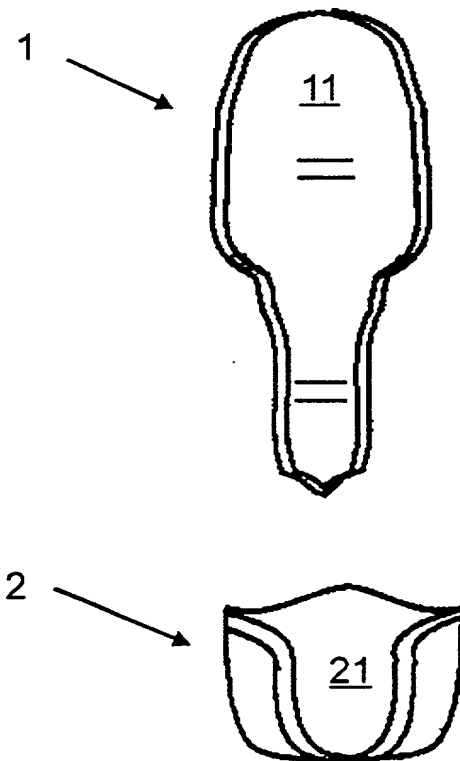


Figure 2

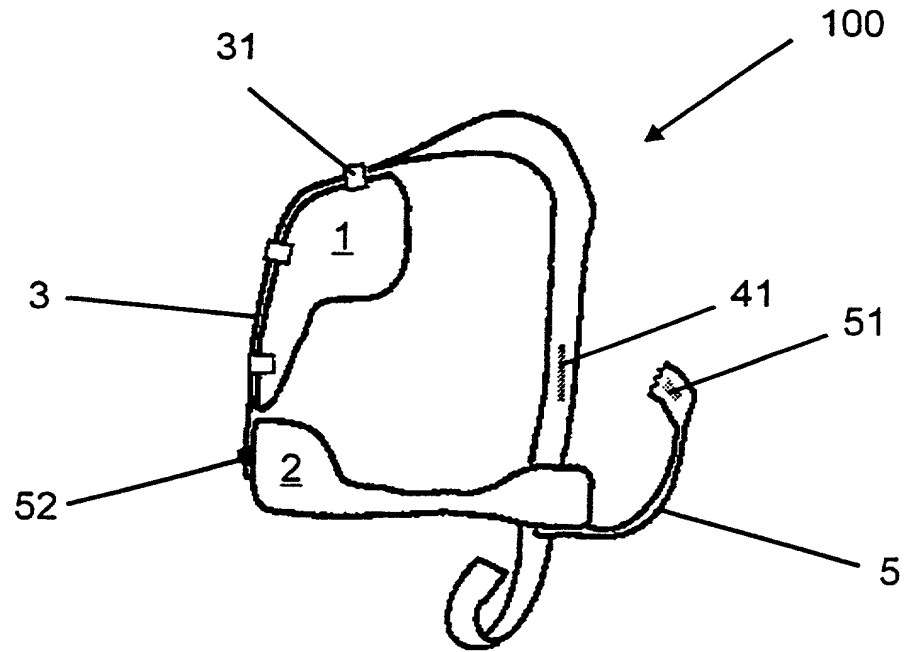


Figure 3

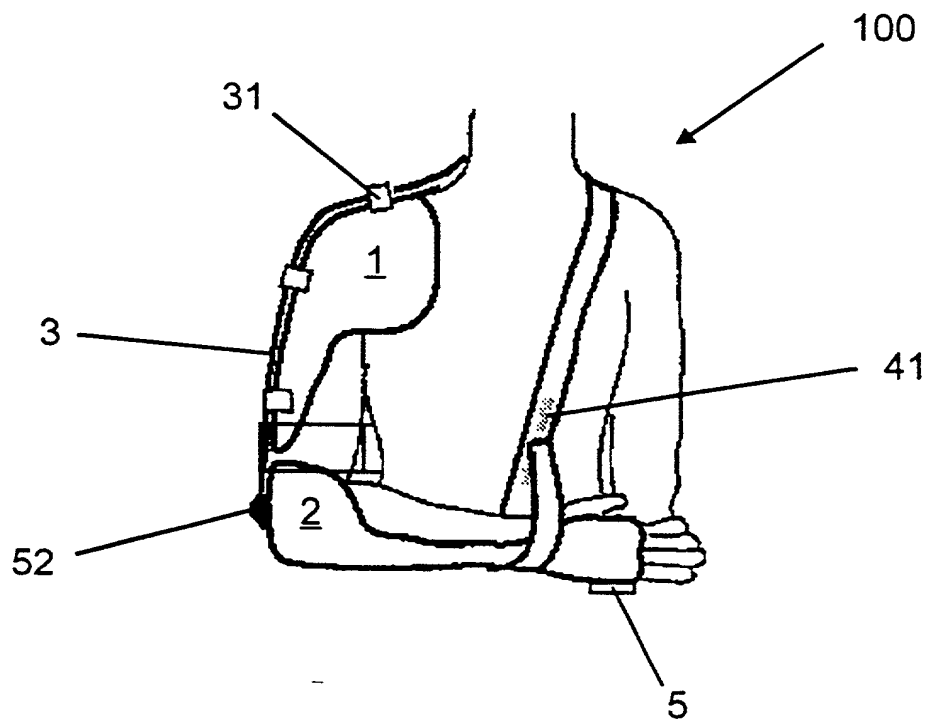


Figure 4

## COMBINATION DECLARATION & POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled „**Bandage for the arm with enclosure for the shoulder**“ the specification of which is attached hereto.

-OR-

was filed on \_\_\_\_\_ as

Application Serial No. \_\_\_\_\_ and was amended \_\_\_\_\_

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations §1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

| Prior Foreign Application(s)    |                             |                                            | Priority Claimed |
|---------------------------------|-----------------------------|--------------------------------------------|------------------|
| <u>197 24 322.3</u><br>(Number) | <u>Germany</u><br>(Country) | <u>10/06/1997</u><br>(Day/Month/Yr. Filed) | [X] yes [ ] no   |
| _____<br>(Number)               | _____<br>(Country)          | _____<br>(Day/Month/Yr. Filed)             | [X] yes [ ] no   |

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

|                                                   |                                    |                                |
|---------------------------------------------------|------------------------------------|--------------------------------|
| <u>PCT/EP98/03168</u><br>(Application Serial No.) | <u>28/05/1998</u><br>(Filing Date) | <u>pending</u><br>(Status)     |
|                                                   |                                    | (patented, pending, abandoned) |

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punished by fine or imprisonment, or both under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

**POWER OF ATTORNEY:** As a named Inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

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